

JAN 17 2006

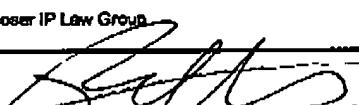
PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

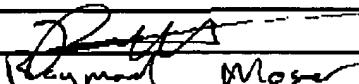
TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>		Application Number	10/657,675
		Filing Date	September 8, 2003
		First Named Inventor	Hamilton, et al.
		Art Unit	2185
		Examiner Name	Kim, Hong Chong
Total Number of Pages in This Submission	11	Attorney Docket Number	VRTS-0441

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Facsimile Transmission
<small>Remarks</small> It is believed that no fee is required in this response. If I am mistaken and a fee is due, please charge the fee to Deposit Account 50-3562.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Moser IP Law Group		
Signature			
Printed Name	Raymond R. Moser Jr.		
Date	1-17-06	Reg. No.	34,682

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	
Typed or printed name	Raymond R. Moser Jr.
Date 1-17-06	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JAN 17 2006

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicant: **Hamilton et al.**Case: **VRTS/0441**Serial No.: **10/657,675**Filed: **September 8, 2003**Examiner: **Kim, Hong C.**Group Art Unit: **2185**Title: **METHOD AND SYSTEM FOR COMPLETING A BACKUP JOB THAT
WAS INTERRUPTED DURING A BACKUP PROCESS**

Mail Stop Amendment
COMMISSIONER FOR
PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8	
I hereby certify that this correspondence is being transmitted by facsimile under 37 C.F.R. §1.8 on <u>1-17-06</u> and is addressed to Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450. Facsimile No. (571) 273-8300.	
<u>1-17-06</u>	
Date	Signature

RESPONSE IN ACCORDANCE WITH EX PARTE QUAYLE

SIR:

In response to the Office Action dated November 23, 2005 please amend the
above-identified patent application as follows:

20033_1